



UNITED STATES GOVERNMENT
NATIONAL LABOR RELATIONS BOARD
Region 1 Boston, Massachusetts
10 Causeway Street, 6th Floor
Boston, MA 02222-1072
(617) 565-6700

July 23, 2004

Mr. Walter Raleigh
Independent Security Union
1467 town Hill Rd.
Whittington, VT 05361

Re: Securitas
Case 1-RC-21792

Dear Mr. Raleigh:

The above-captioned case, petitioning for an investigation and determination of representative under Section 9(c) of the National Labor Relations Act, has been investigated and considered.

Decision to Dismiss: I have decided to dismiss this petition for three reasons. (1) There is a collective bargaining agreement in effect between the Employer and United Government Security Officers of America and its Local 15. That agreement expires on September 3, 2004. When a contract is in effect, a petition must be filed more than 60 days but less than 90 days before the expiration of the contract. *Leonard Wholesale Meats*, 136 NLRB 1000 (1962). Your petition in this matter was filed on July 6, 2004. Therefore, your petition is untimely and must be dismissed. (2) After you filed the petition, the Board agent assigned to investigate the case called you on many occasions and left messages for you to return the calls. You did not do so. Accordingly, the petition is dismissed for lack of cooperation. (3) The showing of interest you submitted with the petition was a photocopy only, and the signatures on the list were undated. The Board agent assigned to the case left you a message that an original of your showing of interest with dated signatures was necessary to continue processing the case. No such originals were ever presented. Accordingly, no sufficient showing of interest to support the petition has been filed and the petition must be dismissed.

Right to Obtain Review: Section 102.71(b) of the National Labor Relations Board Rules and Regulations permit you to obtain a review of this action by filing a request for review with the National Labor Relations Board. If you wish to file request for review, your attention is directed to the following, which summarizes the provisions of Section 102.71(c) of the Rules:

Request Due Date: The request for review must be received by the Executive Secretary of the Board in Washington, D.C. by the close of business at 5 p.m. on ----- . However, if you mail the request, it will be considered timely if it is postmarked no later than one day before the due date. The request MAY NOT be filed by facsimile transmission.

Extension of Time to File Request: If you provide a good reason, the National Labor Relations Board may grant you an extension of time to file the request for review. You may file a request for an

extension of time by mail, by facsimile transmission, or through the Internet. The fax number is (202) 273-4270. Special instructions for requesting an extension of time over the Internet are set forth in the attached Access Code Certificate. Any request for an extension of time must be received by the due date indicated above. A copy of any request for extension of time should be sent to me.

Request Contents: The request for review (eight copies) must contain a complete statement setting forth the facts and the reasons why you believe the decision to dismiss the petition is incorrect.

Address for Request for Review: The request should be sent to the Executive Secretary of the National Labor Relations Board, 1099 14th Street, N.W., Washington, D.C. 20570 by the due date specified above. You should send a copy of the request to me, and one copy of the request to each of the parties whose names and addresses are listed below.

Very truly yours,

Rosemary Pye
Regional Director

cc:

General Counsel, Office of Appeals

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